IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 4TH JULY 2007 / 13TH ASHADHA 1929

Bail Appl..No. 4036 of 2007()

CMP.1961/2007 of J.M.F.C.-II, CHENGANNUR

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(CRIME NO.30/2007 OF CHENGANNUR EXCISE RANGE)

: PETITIONERS/ACCUSED

PRAKASH, S/O.BHASKARAN, AGED 31 YEARS,
KOCHUKANNANKARA VEEDU, AREEKARA MURI,
MULAKUZHA VILLAGE, CHENGANNUR TALUK.

BY ADV. SRI.S.HARIKRISHNAN

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE EXCISE INSPECTOR OF POLICE,
CHENGANNUR RANGE.

BY PUBLIC PROSECUTOR ADV.SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No.4036 Of 2007

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Dated this the 4th day of July, 2007

ORDER

Application for regular bail. Petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 1 litre of arrack on 15.02.07. He was arrested and continues in custody from 10.06.07. He is involved in an earlier crime under the Abkari Act. The learned counsel for the petitioner prays that he may be enlarged on bail now. The learned Public Prosecutor does not opposes the said prayer. He only prays that further time may be granted to the Investigating Officer to complete the investigation.

2. I am satisfied that bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on the strength of this order prior to 13.07.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii) The petitioner shall execute a bond for Rs.50,000/-

(Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE